

**ABB Inc.**

29801 Euclid Avenue  
Wickliffe, OH 44092 USA

RECEIVED  
CENTRAL FAX CENTER

FEB 5 - 2008

**Fax****Attention: Terrence Willoughby****From: Michael Prewitt****Fax number: 571-273-8300****Fax number: 440-585-7578****No. pages incl. this cover sheet: 3****Telephone number: 440-585-7826****Date: February 5, 2008**

If there is any problem during this transmission, please call Michael Prewitt.

Original: Held on File ☒

Follows by Mail ☐

Follows by Courier ☐

**MESSAGE:**

Notice of Appeal for Application Serial No. 10/705,645.

\*\*\*\*\*  
THE INFORMATION CONTAINED HEREIN CONSTITUTES CONFIDENTIAL INFORMATION AND MAY BE ATTORNEY PRIVILEGED, INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY THE SENDER BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS. (WE WILL REIMBURSE POSTAGE). THANK YOU.

RECEIVED  
CENTRAL FAX CENTER

FEB 5 - 2008

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jeffrey L. McElray, Sr. et al.  
Assignee: ABB Technology AG  
Serial No.: 10/705,645 Art Unit: 2836  
Filed: November 10, 2003 Confirmation No.: 6138  
Title: ADAPTIVE PROTECTION FOR RECLOSER CONTROL  
Examiner: Terrence Ronique Willoughby Docket No.: 8000291

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT  
APPEALS AND INTERFERENCES  
(In Response to 1/22/2008 Office Action)

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

This Notice of Appeal is being filed in response to the Final Office action dated January 22, 2008. Please charge the \$500 fee for the Notice of Appeal and any other fees that may be required to our Deposit Account No. 050877.

- Remarks begin on page 2 of this paper.

I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office at (571) 273-8300 on the date indicated below.

  
Signature of Person Making Facsimile TransmissionFebruary 5, 2008  
DateMichael Prewitt  
Name

02/05/2008 VBUI11 00000069 050877 10705645  
01 FC:1401 510.00 DA

RECEIVED  
CENTRAL FAX CENTER

FEB 5 - 2008

## REMARKS

In the Final Office action, the Examiner finally rejected all of the pending claims, namely claims 1-3, 6, 8, 10, 13, 15-17, 19, 36-40, 42, and 43. This appeal is being taken with regard to all of the pending claims.

If there are any additional fees resulting from this communication, please charge the same to our Deposit Account No. 050877.

Respectfully submitted,

ABB Technology AG

By: 

Michael C. Prewitt, Reg. No. 60526

2/5/2008

c/o ABB Inc.  
29801 Euclid Avenue-4U6  
Wickliffe, Ohio 44092-2530  
(440) 585-7968